

PTO/SB/30 (10/2001)

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**REQUEST
FOR
CONTINUED EXAMINATION (RCE)
TRANSMITTAL**

Address to:
Commissioner for Patents
Box RCE
Washington, DC 20231*

<i>Application Number</i>	09/037,657
<i>Filing Date</i>	March 10, 1998
<i>First Named Inventor</i>	Douglas J. Eubon, et al.
<i>Art Unit</i>	1646
<i>Examiner Name</i>	F. Hamud
<i>Attorney Docket Number</i>	10857Z

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8,

- | | | | | |
|--|---|---|----------|----------|
| 1. Submission required under 37 CFR §1.114 | 06/07/2002 | AWDNDAF1 | 00000111 | 09037657 |
| a. <input type="checkbox"/> Previously submitted | 01 FC:179 | 740.00 OP | | |
| i. <input type="checkbox"/> Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered). | | | | |
| ii. <input type="checkbox"/> Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____ | | | | |
| iii. <input type="checkbox"/> Other _____ | | | | |
| b. <input checked="" type="checkbox"/> Enclosed | | | | |
| i. <input type="checkbox"/> Amendment/Reply | iii. <input type="checkbox"/> | Information Disclosure Statement (IDS) | | |
| ii. <input type="checkbox"/> Affidavit(s)/Declaration(s) | iv. <input checked="" type="checkbox"/> | Other <u>Preliminary Amendment and Exhibit A</u> & <u>Transmittal</u> | | |
| 2. Miscellaneous | | | | |
| a. <input type="checkbox"/> Suspension of action on the above-identified application is requested under 37 CFR §1.103(c) for
a period of _____ months (Period of suspension shall not exceed 3 months; Fee under 37 CFR§1.17(i) required) | | | | |
| b. <input type="checkbox"/> Other _____ | | | | |
| 3. Fees The RCE fee under 37 CFR §1.17(e) is required by 37 CFR §1.114 when the RCE is filed. | | | | |
| a. <input checked="" type="checkbox"/> The Director is hereby authorized to charge the following fees, or credit any overpayments, to
Deposit Account No. <u>19-1013/SSMP</u> | | | | |
| i. <input checked="" type="checkbox"/> RCE fee required under 37 CFR §1.17(e) | | | | |
| ii. <input checked="" type="checkbox"/> Extension of time fee (37 CFR §§1.136 and 1.17) <u>(Petition for 1 mo. Ext of Time attached)</u> | | | | |
| iii. <input type="checkbox"/> Other _____ | | | | |
| b. <input checked="" type="checkbox"/> Check in the amount of \$ <u>740.00</u> enclosed | | | | |
| c. <input type="checkbox"/> Payment by credit card (Form PTO-2038 enclosed) | | | | |

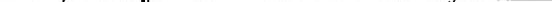
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print / Type)	Frank S. DiGiglio	Registration No. (Attorney / Agent)	31,346
Signature		Date	May 28, 2002

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RGE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office.

Name (Print / Type)	Michelle Mustafa	
Signature		Date
		May 28, 2002

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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Douglas J. Hilton, et al.

Examiner: F. Hamud

Serial No: 09/037,657

Art Unit: 1646

Filed: March 10, 1998

Docket: 10857z

For: A NOVEL HAEMOPOIETIN RECEPTOR
AND GENETIC SEQUENCES ENCODING
SAME

Date: May 28, 2002

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Assistant Commissioner for Patents
United States Patent and Trademark Office
Washington, D.C. 20231

PRELIMINARY AMENDMENT

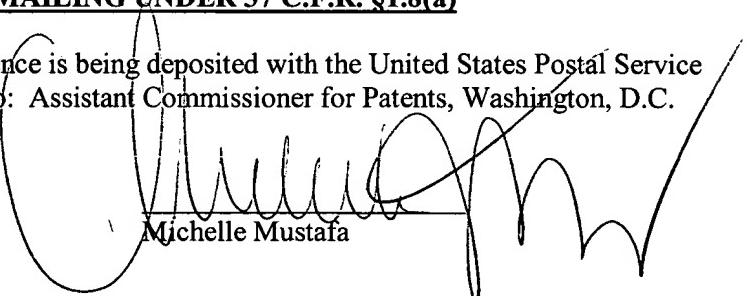
Sir:

In response to the Final Action dated August 28, 2001, and in connection with the filing of the Request for Continued Examination, kindly enter the following preliminary amendment in the above-identified case.

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on May 28, 2002.

Dated: May 28, 2002



Michelle Mustafa